

01-02-02

AF/1646
\$



Our Ref.: 146.1275

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JAN 07 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
MAKISHIMA et al
Serial No.: 08/945,459
Filed: October 20, 1997
For: NOVEL PROTEIN...THE SAME

: Examiner: D. Romeo
: Group: 1646
: 600 Third Avenue
: New York, NY 10016
: December 27, 2001

NOTICE OF APPEAL

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant(s) hereby appeals to the Board of Appeals from the Final Rejection of the Primary Examiner dated June 28, 2001. All of non-allowed claims are appealed.

The Notice of Appeal Fee of \$320.00

[] is enclosed herewith

[] is not required (fee paid in prior Appeal)

[] is to be charged to Deposit Account No. 02-2275

[X] is to be paid via PTO Form 2038

Should any extensions of time be required to maintain this case in pending condition, appropriate requests therefor are hereby made. Authorization is hereby given to credit any overpayments or debit any charges to Deposit Account No. 02-2275.

Signature (Rule 191 (b))... *Chad A. Lucas*

Post Office Address (to which correspondence is to be sent):

01/04/2002 GTEFFERA 00000039 08945459
01 FC:119 320.00 DP
Bierman, Muserlian and Lucas
600 Third Avenue
New York, NY 10016
Tel. # (212) 661-8000
Reg. No.: 18,818

Dated: 12-27-01

EV0 4870 886745
Due 27, 2001
DEC 27 2001
J. Valorey
Signature of person making appeal